UNITED STATES DISTRICT COURT DISTRICT OF MINNESOTA Civil No.: 05-239 (MJD/RLE)

STEVEN ZOMERFELT, ET AL.,

Plaintiffs,

v. ORDER

INTERBAY FUND, ET AL.,

Defendants.

The Court having been advised that the above action has settled,

IT IS HEREBY ORDERED that this action is dismissed with prejudice, the Court retaining jurisdiction for 30 days to permit any party to move or reopen the action, for good cause shown, or to submit and file a stipulated form of final judgment, or to seek enforcement of the settlement terms.

Dated: March 16, 2006

s / Michael J. Davis MICHAEL J. DAVIS United States District Court Judge